

HONOURABLE SRI JUSTICE P. S. NARAYANA

WRIT PETITION No.22400 OF 2006

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DATE: 30-10-2006

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Between:

Cheruku Prathap Reddy S/o. Papi Reddy,
aged about 48 years, Occ: Business,
R/o.H.No.2-2-30, Nayeem Nagar,
Hanamkonda, Warangal District & another

.. Petitioner

AND

Municipal Corporation of Warangal,
Rep. by its Commissioner, Warangal.

.. Respondent

ORDER:

The matter is coming up for admission.

The learned Standing Counsel Sri Durga Nageswara Rao
takes notice on behalf of the respondents.

Sri H. Venugopal, learned counsel, representing the writ
petitioners explained the facts and circumstances and has taken
this Court through the averments made in the affidavit filed in
support of the writ petition.

The Writ Petition is filed for a Writ of *Mandamus* declaring
the action of the respondent in trying to demolish the property
bearing Municipal No.3/3-F-1-1 (old), New
No.3-1-130 and 131 situated at Kakatiya Colony, Hanamkonda,
Warangal belonging to the petitioners without following the due

process of law as illegal, arbitrary and in violation of the principles of natural justice and pass suitable orders.

Several factual details have been narrated in the affidavit filed in support of the writ petition.

In paragraphs 2 to 4 of the affidavit filed in support of the writ petition, the main grievance of the writ petitioners is that the respondent is trying to carryout the demolition activity without following the due process of law. The learned Standing Counsel, however, states that only markings have been given and the respondent would follow the due process of law.

In view of the facts and circumstances, the Writ Petition is disposed of directing the respondent not to resort to any demolition activity in respect of the subject matter of the writ petition, unless and until the respondent follows the due process of law.

With the above direction, the Writ Petition is disposed of.
No order as to costs.

P. S. NARAYANA, J

Date:30-10-2006.

PV